

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION**

UNITED STATES OF AMERICA,

**Case No. 8:03-CR-77-T-30TBM**

v.

SAMI AMIN AL-ARIAN, et al.,

Defendants.

\_\_\_\_\_ /

**MOTION FOR CONTINUANCE**

COMES NOW, the Accused, SAMI AMIN AL-ARIAN, by and through undersigned counsel, and, pursuant to Local Rule 3.09, respectfully moves this Honorable Court for the entry of an Order continuing the scheduled jury trial date from the April, 2006, trial term (Doc. 1528) to the trial term in August, 2006. Counsel also requests a continuance for the scheduled three-day hearing on the challenges to proposed juror questionnaires (Doc. 1499) from March 21-23, 2006 to a date to be determined by this Honorable Court. In support of the foregoing, counsel state as follows:

1. Counsel's Motions to Withdraw (Docs. S 31, S-32) are pending before Magistrate McCoun. We have made diligent efforts to have hearings in this matter but there has been no ruling yet filed. In anticipation that these motions will be granted, new counsel would need time to get prepared for the retrial of Dr. Al-Arian. There are nine outstanding mistried charges that would require a substantial amount of work for trial preparation.

2. New counsel would also need time to prepare for the jury selection process and may have their own objections to the proposed questionnaires.
3. Dr. Al-Arian has been fully informed of his constitutional right to a speedy trial, agrees that a continuance is appropriate, and as such is willing to waive his speedy trial rights.
4. Counsel has conferred with the Federal Public Defender, on behalf of Hatim Fariz, and they have no objection to this request for a continuance.
5. Counsel has conferred with the United States Attorney and they have no objection to this request for a continuance.

WHEREFORE, for the foregoing reasons, we respectfully request that the Court continue the previously scheduled jury trial calendar date of April, 2006 to the August, 2006 jury trial calendar; further, we respectfully request that the Court continue the hearings on the challenges to proposed juror questionnaires to a date to be determined by this Honorable Court.

Dated: 1 March 2006

Respectfully submitted,

/s/ Linda Moreno  
LINDA MORENO, ESQ.  
P.O. Box 10985  
Tampa, Florida 33679  
Telephone: (813) 247-4500  
Florida Bar No: 112283

WILLIAM B. MOFFITT, ESQ.  
(VSB #14877)  
Cozen O'Connor  
1667 K Street, NW  
Washington, D.C. 20006  
Telephone: (202) 912-4800  
Telecopier: (202) 912-4835

